

(702) 486-2850



FAX (702) 486-2863

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES  
**DIVISION OF ENVIRONMENTAL PROTECTION**

(Las Vegas Office)

555 E. Washington, Suite 4300

Las Vegas, Nevada 89101-1049

June 8, 2001

The Herman Kishner Trust  
c/o Mr. Irvin Kishner  
294 Convention Center Drive  
Las Vegas, Nevada 89109

Subject: Tetrachloroethene Contaminated Groundwater  
Maryland Square Shopping Center  
3661 Maryland Parkway  
Las Vegas, Nevada

Reference: Facility ID #H-000086

Dear Ms. Kishner:

The Nevada Division of Environmental Protection (NDEP) received telephonic notification on November 29, 2000 of possible tetrachloroethene (also called perc or PCE) releases from the above referenced facility in Las Vegas, Nevada. Because this release may have resulted in soil and/or ground water contamination in excess of the limits established by Nevada law, Federal and State regulations require that the contamination be evaluated and, if necessary, appropriate cleanup activities undertaken.

In accordance with Nevada Administrative Code (NAC) 445A.347, NAC 459.9973(1.), NAC 459.9975, and the Resource Conservation and Recovery Act (Public Law 94-580), a written report which includes the following information is required within 45 days from the date of this letter:

1. Description of the release including:
  - (a) The depth of the groundwater;
  - (b) The distance to irrigation or drinking water wells;
  - (c) The type of soil;
  - (d) The annual precipitation;
  - (e) The type of regulated substance released;
  - (f) The extent of contamination (e.g., lateral and vertical dimensions and volume of impacted soil);
  - (g) The present and potential land use;
  - (h) The preferred routes of migration;
  - (i) The location of structures or impediments;
  - (j) The potential for a hazard related to fire, vapor or explosion;

Mr. Irvin Kishner

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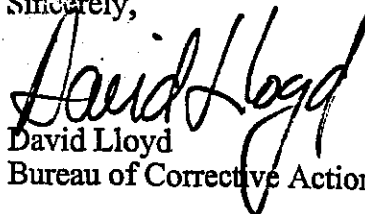
2. Description of response activities that will be taken and which have been completed:
  - (A) All available testing results (such as soil and/or ground water sample analysis), including laboratory raw data sheets;
  - (B) Description of the subsurface underlying the area of the spill, including lithology and aquifer parameters, if available;
  - (C) A description of cleanup activities conducted to date and disposition of any liquid wastes or contaminated soil collected during cleanup, including disposal certificates;
  - (D) A description of measures to be taken to correct and prevent the recurrence of this incident;
3. Identification of consultants and contractors employed and scope of duties and responsibilities.

You should make every effort to assess the site and conduct cleanup as quickly as possible. Assessment and cleanup may be conducted concurrently. Quick response minimizes contaminant migration and reduces cleanup costs.

Consulting services involving response, assessment, or cleanup conducted for a fee must be performed under the direction and responsible control of a person certified in Nevada by NDEP. A list of Nevada Certified Environmental Managers is available upon request.

Please send correspondence regarding this subject to my attention. If you have further questions, call me at (702) 486-2872.

Sincerely,



David Lloyd  
Bureau of Corrective Actions

DJL:djl

cc: Todd Croft, Supervisor, Bureau of Corrective Actions, NDEP, Las Vegas, NV  
Ms. Andrea Moericke, Converse Consultants, 731 Pilot Road, Suite H, Las Vegas, NV 89119-4429